

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION

CAMARA SMITH, et al.,

Plaintiffs,

v.

THE CHEESECAKE FACTORY
RESTAURANTS, INC.,

Defendant.

No. 3:06-0829

JUDGE HAYNES

Collective Action

*ON MOTION
Based upon the
plaintiffs' joint motion
(D.I.E. NO. 191) this motion
is DENIED without prejudice
to renew if the settlement
is not finalized. Monitors
are incorporated by reference
in the earlier motions
papers.*

**PLAINTIFFS MOTION TO VACATE ARBITRATION
AWARDS ISSUED BY ARBITRATOR RICHARD MCQUADE**

Plaintiffs Misty Neal, Jolene Hostal, Stephanie Yoakum, David Peltz, Jennifer Ruffin, *108710*
Erick Ruffin and Clare Law (the Ohio Plaintiffs), on behalf of themselves and other similarly *4-14-14*
situated, move the Court to vacate the arbitration awards entered by Arbitrator Richard
McQuade.

This case was initially filed by five plaintiffs who worked in Tennessee, Alabama,
Colorado and Texas. [Docket No. 1] While the case was pending, the Ohio Plaintiffs filed
consent forms to join as party plaintiffs. [Docket Nos. 105] The Court ordered the plaintiffs to
arbitration. [Docket No. 107] The parties could not agree on how or where to initiate arbitration
so the Court adopted a procedure to select arbitrators and decided that the arbitrations should be
held in the county and state where they worked. [Docket Nos. 124-125] The parties could not
agree on an arbitrator so the Court appointed former Judge Richard McQuade as the arbitrator.
[Docket No. 130]